

REMARKS

Claim Rejections - 35 U.S.C. § 102

Claims 1, 3-10, 21-25, 27, and 31-38 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 5,946,386 issued to Rogers et al (*Rogers*). Claims 1, 3-5, 21, 24-25, and 31-35 have been canceled. Therefore, the rejection of these claims is moot. Applicant respectfully submits claims 6-10, 22-23, and 36-38 are not obvious in view of *Rogers* for at least the reasons described below.

Independent claim 6 recites, in part, the following:

a telephone device to receive a telephone call from one of the telephony environments while the information regarding the telephone caller's account is to be received by said computer;

Claims 8 and 36 recite similar limitations.

Rogers discloses a call management system with call control from user workstation computers. Specifically, *Rogers* states that incoming calls are detected and control signals are applied to determine the appropriate interface through which to route the calls. See column 9, line 54 – column 10, line 13. Calls are then routed and connected to a system user based on the type of trunk and/or circuit needed. See column 10, lines 14 – 46.

Rogers does not teach or disclose a telephone device to receive a telephone call from one of the telephony environments while the information regarding the telephone caller's account is to be received by said computer, as claimed by Applicant. In fact, *Rogers* explicitly teaches against this limitation by stating that calls are handled by called

parties using their workstation computer, *not the telephone instrument* as with conventional business PBX or other telephone systems. See column 26, lines 25-30 (emphasis added). Given that *Rogers* not only fails to teach at least one limitation of claim 6, but actually teaches away from at least one limitation of claim 6, Applicant respectfully submits claim 6 is not anticipated by *Rogers*. Claims 8 and 36 recite similar limitations. Therefore, Applicant submits that claims 8 and 27 are not anticipated by *Rogers*.

Claims 7 and 22 depend from claim 6. Claims 9-10 and 23 depend from claim 8. Claims 37-38 depend from claims 36. Given that dependent claims necessarily include the limitations of the claims from which they depend, Applicant submits that *Rogers* does not anticipate claims 7, 9-10, 22-23, and 37-38.

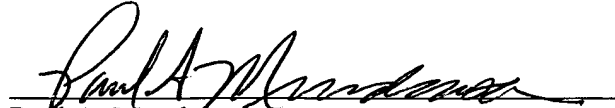
CONCLUSION

For at least the foregoing reasons, the Applicant submits that the rejections have been overcome. Therefore, claims 6-10, 22-23, and 36-38 are in condition for allowance and such action is earnestly solicited. The Examiner is respectfully requested to contact the undersigned by telephone if such contact would further the examination of the present application. Applicant has included a copy of all claims in the attached index for the Examiner's convenience.

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number 02-2666.

Respectfully submitted,
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